

ACTION

FEDERAL COURT

BETWEEN:

WALTER PYNN

Plaintiff

- and -

HIS MAJESTY THE KING

Defendant

e-document

F I L E D	FEDERAL COURT COUR FÉDÉRALE	D É P O S É
	23 October 2023	
Tanya Smith		
St. John's, NL	1	

STATEMENT OF CLAIM TO THE DEFENDANT
(SECTION 48)

A LEGAL PROCEEDING HAS BEEN COMMENCED AGAINST YOU by the Plaintiff. The claim made against you is set out in the following pages.

IF YOU WISH TO DEFEND THIS PROCEEDING, you or a solicitor acting for you are required to prepare a statement of defence in Form 171B prescribed by the Federal Courts Rules serve it on the plaintiff's solicitor or, where the plaintiff does not have a solicitor, serve it on the plaintiff, and file it, with proof of service, at a local office of this Court, **WITHIN 30 DAYS** after this statement of claim is served on you, if you are served within Canada.

If you are served in the United States of America, the period for serving and filing your statement of defence is forty days. If you are served outside Canada and the United States of America, the period for serving and filing your statement of defence is sixty days.

Copies of the Federal Court Rules information concerning the local offices of the Court and other necessary information may be obtained on request to the Administrator of this Court at Ottawa (telephone 613-992-4238) or at any local office.

IF YOU FAIL TO DEFEND THIS PROCEEDING, judgment may be given against you in your absence and without further notice to you.

October 23rd, 2023

Original signed by
Tanya Smith
A signé l'original

Issued by: _____

Address of local office: 354 Water Street, Suite 209
St. John's, NL
A1C 1C4

TO: His Majesty the King
73 Leikin Drive
Ottawa, ON
K1A 0R2

CLAIM

1. The Plaintiff claims:
 - (a) general damages exceeding \$50,000 in an amount to be determined;
 - (b) special damages in an amount to be determined;
 - (c) loss of income in an amount to be determined;
 - (d) exemplary and punitive damages; and
 - (e) costs of pursuing this action.

2. Walter Pynn, the Plaintiff, is a member of the Royal Canadian Mounted Police (RCMP) stationed at the Holyrood, Newfoundland and Labrador detachment.

3. The Plaintiff states that on or about October 21st, 2021, as a result of a Humanitarian request to use the RCMP travel plane for a medical emergency involving a member of the Plaintiff's family, the Plaintiff was subjected to bullying, intimidation, harassment, and persecution that was both fostered and condoned by RCMP leadership.

4. The Plaintiff further states that all attempts for him to seek recourse internally have been ineffective because they are dependant upon a "chain of command" comprised of the individuals who were either responsible for the offending behaviour or acted to protect others.

5. The Plaintiff further states that this created a toxic work environment, characterized by abuses of power including, but not limited to, surreptitious reviews, targeted persecution, and unjustified punitive measures.

6. The Plaintiff further states he has suffered career limitations, loss of reputation, physical and psychological injuries, and financial losses as a result of the treatment by the RCMP.

- 7. The Plaintiff therefore claims that the Crown was negligent and/or breached its common law, contractual and statutory duties in failing to provide the Plaintiff with a workplace free from bullying, intimidation, harassment and persecution.

The Plaintiff proposes that this Action be tried in St. John's, Newfoundland.

Dated at the Town of Conception Bay South, in the Province of Newfoundland and Labrador, this 20th day of October, 2023.

SARAH CLARKE
A "BARRISTER" (NL)



ROBERT R. REGULAR
REGULAR POWER CLARKE LAWYERS
 Counsel for Plaintiff
 P.O. Box 14002, Stn Manuels
 131 Conception Bay Highway
 Conception Bay South, NL
 A1W 3J1
 (t): 709-834-2132
 (f): 709-834-3025

I HEREBY CERTIFY that the above document is a true copy of the original issued out of / filed in the Court on the _____

day of 23 October 2023 A.D. 20 _____

Dated this 23 day of October 2023

Signature